

## WARNS COUNCIL AGAINST METHODS

Fernstrom Says Improvements Have Been Ordered in Reckless Manner.

TALK HAS NO EFFECT CITY FATHERS TRANSACT ROUTINE BUSINESS.

Councilman F. S. Fernstrom at the meeting of the city council last evening sounded a note of warning at the reckless ordering of new paving and sidewalks by the council.

"If the present rate is kept up," he said, "the council will not have an enviable record behind when it goes out of office. At present enough of this work is ordered to take up all the city has to spend."

The matter came up on the adoption of the ordinance providing for the laying of fifty miles of four-foot cement sidewalks in the district bounded on the east by Thirteenth East, on the north by Ninth South, on the south by the city limits and on the west by the center of the street. As the ordinance against the measure was in a hopeless minority the ordinance was passed.

The four board associations—the Utah State Fair association, the Salt Lake and Merchants association, the Manufacturers and Merchants association and the Board of Horticulture, which all occupy quarters in the Chamber of Commerce building, sent in an urgent communication calling attention to the distressing condition of West Thirteenth South street.

**New Map of City.**

City Engineer Kelsey submitted a new map of the city giving a complete showing of the streets. The ordinance making the map official was laid over for a week that something may be done in the cases of some of the smaller streets, the names and planning of which might be improved.

J. T. Raleigh, street supervisor, asked for a special appropriation to build a city street from the corner of Seventh and Tenth West. This to carry off surplus water.

A request from the city treasurer for an extra man in his office for the next ninety days at \$3 a day was referred to the finance committee. The Chamber of Commerce asked for the Utah Light & Railway company notice to vacate a dwelling house at the intake of the Big Cottonwood conduit, of which it has held a nominal lease.

An ordinance passed extending the limits of the city to take in sixty acres west of Thirteenth East, as asked by Earl Dunsmuir and others.

**Watchman Authorized.**

A watchman was authorized for the Big Cottonwood conduit at a salary of \$25 a month.

The public grounds committee was authorized to advertise for tenders for music and for the concessions in Liberty Park which have expired. An effort will be made to make contracts for three years for the privileges.

Harry Shipler presented to the council a large photograph of the intake of the Big Cottonwood conduit, showing the official party at the visit to the work on Saturday. Mr. Shipler was given a vote of thanks and the picture was ordered hung in the mayor's office.

The council have hampered in its deliberation by the failure of the electric lights and adjourned early.

**MRS. COLLINS WINS FIRST**

Prizes Are Awarded in The Herald Ad-Headline Story Contest.

The first correct solution of the story made up from headlines and advertisements in The Sunday Herald was given by Mrs. E. P. Collins, 118 East Third South street. The three other correct solutions or which prizes have been awarded were sent in by Lulu Gaumer, 1401 East Third, and H. Kimball, 625 Fifth street, and Rowland Schramm, 163 South Sixth East street.

The advertisements which figured in the contest solution were: L. X. L. Furniture Co., Sigel Clothing Co., Salt Lake State Co., Trust Co., Homer & Robertson Real Estate Co., Salt Lake Theatre, Stowe & Palmer, Keith-O'Brien, Auerbach & Bro., Cohn's, Walker Bros. and the Paris.

**Special Announcement Regarding the National Pure Food and Drug Law.**

We are pleased to announce that Foley's Honey and Tar for coughs, colds and lung troubles is not affected by the National Pure Food and Drug law, as it contains no opiates or other harmful drugs, and we recommend it as a safe remedy for children and adults. F. J. Hill Drug Co., "The Never Substituted."

**Jordan Mercantile Company.**

The Jordan Mercantile company, which will take over the business of E. M. Holt & Co.'s store at South Jordan, and conduct a general mercantile business, has been incorporated in the office of the county clerk. The capital is \$20,000 in dollar shares. The officers are: President, Arthur M. Holt; vice president, Joseph M. Mabey; secretary-treasurer, Joseph M. Holt; additional director, Robert M. Holt.

## BUSTER BROWN

BLUE RIBBON SHOES FOR BOYS AND GIRLS.



We are SOLE AGENTS For Salt Lake City.

**Davis Shoe Co.**

238-240 Main Street.

## SENATE TO PASS PRIMARY LAW

Senator Hollingsworth Will Introduce Measure During the Week.

IS TAKEN FROM ILLINOIS TO INCLUDE DELEGATES TO STATE CONVENTIONS.

A primary law will be introduced in the senate this week by Senator Hollingsworth of Ogden. It is the same law, with a few modifications, which he introduced two years ago but which never saw light. It is modeled after the Illinois system, which has but recently been held constitutional by the supreme court of that state.

It is expected that considerable opposition will develop, as it seems evident it will not be taken kindly by the Smoot federal machine.

### The Principal Provisions.

The act provides for a primary election in each county in the state with more than 2,000 population on the first Monday in July before every general election. At this primary all candidates for the various party nominations shall have their names placed on the ballot to be voted for as they appear on the ballot. This time also will be chosen the delegates to the state and county conventions. Candidates for these county committees, the state and county offices will file their intention of running the same as candidates for the offices to be voted upon at the election.

This scheme of selecting delegates to county and state conventions and other party officials means that the party members themselves can choose their members and managers without the interference of state bosses, who usually control such matters.

## FEBRUARY TERM OPENED

Max Brown Admitted to Practice in the Supreme Court of Utah.

The February term of the supreme court opened yesterday, all the three justices being present. On the recommendation of the state examining committee, Frank Pierce and Charles Baldwin, two candidates, Elias C. Ashton and Max Brown were admitted attorneys.

The court approved the rule adopted by the examining committee: "That the committee to examine applicants for admission to the bar of the supreme court hold examinations for the term on the first day of each regular term."

On motion of George H. Smith, Horace B. Thompson, of the New York court of appeals, was admitted to practice in Utah. Thomas O. Sheekell, of the supreme court bar of Indiana, was admitted to practice, on motion of N. J. Sheekell.

Argument was heard in the case against William J. James, of Logan, who is charged with a serious offense against his own daughter, Attorney M. E. Wilson appearing for James and P. T. Farnsworth, assistant attorney general, for the state. The matter was taken under advisement.

The case of Lars Christensen against Oscar Beebe, sheriff of Emery county, was continued for the term, as was that of Lars C. Peterson against the Bullion Back and Beck and Champion Mining companies.

In an application of Thomas Marionaux against the state board of examiners for a writ of mandate, it was ordered that the cause be submitted by brief without argument.

### TO BE TRIED IN MARCH.

"Jim" Donaldson Set Down for Hearing by Armstrong.

"Jim" Donaldson, who is accused of robbery and grand larceny from two Scots named McWhirter some time ago, will be tried by Judge Armstrong in the district court on March 26.

Yesterday Judge Armstrong set down several cases for hearing. Among them is the case against L. P. Martin, who is charged with assault with intent to kill which will be heard on March 25. Another assault case is that against Alice Roach who, it is alleged, used a knife too freely on a man who was taken up March 23. The case against George R. Riley, charged with a statutory offense, will be tried Feb. 18.

### DOC. GIBSON SENTENCED.

Forger Is Given One Year in State Penitentiary.

H. L. Gibson, known as "Doc" Gibson, and also by the alias of H. D. Kendall, was yesterday sentenced by Judge Armstrong in the district court to spend a year in the state prison. Gibson pleaded guilty to one count in the indictment of forgery and on motion of F. G. Louf-boutier, the district attorney, was sentenced to the state prison. Gibson pleaded guilty to the fact that Gibson had made restitution before being arrested, he was let off with a light sentence. He waived all rights in court.

### Levy Committed for Trial.

Morris Levy was yesterday committed for trial in the district court in two cases in which the Oregon Short Line was the complaining witness, by Judge J. J. Whitaker in the city court. It is claimed that Levy brought brass stools from the railroad company March 24 and April 3, 1906, by Bert Miller and Harry Leroy, and for which they were sent to state prison. Leroy and Miller were brought in from the prison to give evidence. Levy was released on his own recognizance.

### COURT RECORD.

**New Suits.**

8915—Richard Arthur Ireland vs. Garfield company; to recover for death of son.

8916—Isiah Jones, by guardian, Edward T. Ashton, vs. Utah Light & Railway company; to recover for personal injuries.

8917—The Progress company vs. Salt Lake City; injunction restraining turning on of water into conduit.

8918—J. Sullivan vs. Gabriel Bonilino and James Bonilino; on appeal from justice's court.

8919—H. B. Scott vs. L. R. Ritter, James D. Murdoch and Ezra Thompson; damages to building.

1650—State of Utah vs. H. L. Gibson, alias H. D. Kendall; forgery; plea of guilty; waived rights; one year in state prison.

1651—State of Utah vs. Levi Rose; forgery; transferred to juvenile court.

1652—State of Utah vs. John Joseph; released on own recognizance.

1653—State of Utah vs. L. P. Martin; assault; trial March 25.

1654—State of Utah vs. Jim Donaldson; robbery and grand larceny; trial March 26.

1655—State of Utah vs. Alice Roach; assault; trial March 28.

1656—State of Utah vs. George R. Riley; statutory offense; trial Feb. 18.

**Judge Ritchie.**

8951—Rowland H. Chase et al. vs. C. A. Dales; personal injuries; trial.

**Judge Morse.**

4902—Union & East Jordan Irrigation company vs. Richards Irrigation com-

## OGDEN NEWS

Office, 2484 Washington Ave.

Ogden, Tuesday, Feb. 12.

## COUNTY ESCAPES FLOOD REPAIRS

Worst of Damage Near Canyon's Mouth Within the Limits of the City.

At the session of the county commissioners yesterday the county clerk submitted his annual report upon the financial condition of Weber county for the fiscal year ending Nov. 30, 1906. This is the first report that has been submitted by the clerk in book form. The report shows that there was on hand at the beginning of the year \$24,111.41.

The session of the board occupied all day. There was considerable discussion over the different road matters. The county surveyor submitted a report on the condition of the roads and bridges throughout the county. Most important was the unsafe condition of the bridge over the Weber river at Uintah, and the commissioners decided to attempt to secure the co-operation of the Davis county commissioners in constructing a new bridge at this point. The surveyor also recommended the macadamizing of Wil-lamette and portions of the roads to the north, south and west from the sugar factory.

The commissioners seemed somewhat pleased to learn that much of the damage caused by the recent floods at the mouth of Ogden canyon, according to the ruling of the city, was beyond the jurisdiction of the county, and it would be up to the city to make the necessary repairs.

Plans for the remodeling of the space on the third floor of the county building so as to give the clerk's office more room were approved and the work was ordered done at once.

One case of smallpox was reported from Eden. The patient is James Farrell.

Four men who applied for the place of inspector went through the examination yesterday. They are O. H. Hickenlooper, Royal Rasmussen, Orson Badger and W. G. Taylor.

### Will Meet the Farmers.

Job Pirgree, field superintendent for the Amalgamated Sugar company, yesterday announced that he would meet with the farmers of the several settlements of the county for the purpose of making contracts for the coming season, upon the following dates:

Riverton—Tuesday, Feb. 12, at 2 o'clock.

Five Points—Wednesday, Feb. 13, at 2 o'clock, and Marriott at 2 o'clock in the afternoon.

Slaterville—Thursday, Feb. 14, at 10 o'clock, and West Weber at 2 o'clock in the afternoon.

Farr West—Friday, Feb. 15, at 10 o'clock, and Harrisville at 2 o'clock in the afternoon.

### Street Car Franchise Amended.

At the session of the council last evening an amendment to the franchise granted the Ogden Rapid Transit company providing for a distribution of the \$50,000 occupation tax, was read and referred to the land committee. Three claims, aggregating \$1,750, for damages done by the recent floods, were denied and referred to the city attorney. Claims aggregating \$1,551.69 were allowed.

### Matthias Gilles Estate.

An application for letters of administration was filed in the district court yesterday in the matter of the estate of the late Matthias Gilles. The estate is valued at \$8,250. Mrs. Elizabeth Gilles, widow of the deceased, is the petitioner, and asks for her appointment as both special and general administrator.

### Sues City for Damages.

Another action was commenced in the municipal court yesterday to recover damages to property by the recent floods.

Mrs. Bassett is the plaintiff and her property is located at 75 Twenty-seventh street. The amount of damages asked for is \$750.

### May Require New Bridge.

It is now thought that the bridge at the entrance to Ogden canyon, that was damaged by the recent flood, will not be in shape to be swung back into position and that it will be up to the county to construct another new steel structure.

### Burial of S. T. Doney.

The funeral of S. T. Doney was held at the Second ward meeting house yesterday afternoon. Impressive services were held and the burial was made at the City cemetery.

**Ogden Briefs.**

Adam Patterson returned yesterday from his timber tract near the City of Mexico.

The Child Culture club will meet with Mrs. Halverson at 254 Jefferson avenue at 3 o'clock this afternoon.

The infant son of Mr. and Mrs. Errol Mitchell died yesterday. The body will be shipped to Salt Lake for burial.

John Henderson, president of the Henderson Banking company of Elko, Nev., accompanied by Mrs. Henderson, was in Ogden yesterday.

In the district court yesterday all of the session was occupied by the case of A. I. Stone, administrator for the estate of Benjamin F. Eckles, deceased. This is another of the Arizona wreck cases.

Deputy Sheriff B. B. Wilson yesterday went to a house near the old race track and took therefrom three children, aged 8, 10 and 12 years, two boys and a girl. The little ones are the children of a woman named Maud Coe, now serving a thirty-day sentence in the city jail.

A broken wheel on a freight car on a westbound train caused the car to wreck while the train was running down the Moor hill, near Wells, Nev., early yesterday morning. The Overland Limited No. 2, eastbound, was delayed for four and one-half hours, and No. 4, the Atlantic Express, was tied up for about three hours as a result.

pany et al.; further hearing continued to May 21.

**Court Notes.**

Levy Rose, a youth of 16 years, who is charged with forgery, was arraigned before Judge Armstrong in the district court yesterday and was sent to the juvenile court.

Richard Arthur Ireland is asking \$15,000 in the district court from the Garfield Smelting company for the loss of his son, who was killed while in the employ of the company, Nov. 10, 1906. The victim, Arthur Arnold Ireland, was 18 years of age and was an apprentice in the company's works.

When the new Murdoch-Thompson block on West Second South street was in course of construction a portion of the west wall fell on a building at West Second South street, adjoining. Suit was brought yesterday in the district court by the owner, B. B. Scott, against L. R. Ritter, James D. Murdoch and Mayor Ezra Thompson, the owners of the new block. Scott claims \$417.47.

### MARRIAGE IS ANNOUNCED.

Mrs. L. Klippenstein Bemis announces the marriage of her daughter Dollie M. to Richard E. Stingley, the marriage having taken place at St. James Episcopal church, Provo, Dec. 16, 1906.

## Start Now



Buy a can of Hewlett's Three Crown coffee today. Take it home and have the wife serve it for dinner and enjoy for once, anyhow, the coffee's best cup of coffee you ever drank. Sure now, HEWLETT'S The freshest coffee sold.

## MYSTERIOUSLY DISAPPEARS

Fears Are Entertained That Professor Groendyke May Have Fallen Down Mining Shaft.

(Special to The Herald.)

Bingham, Feb. 11.—Considerable uneasiness is being felt by the friends of Professor John Groendyke, teacher of the eighth and ninth grades in the district school, who has mysteriously disappeared. Groendyke came out from Salt Lake on Sunday morning's train, and has not been seen since 2 o'clock yesterday afternoon. A search through the town has failed to locate him, and it is feared that he may have met with some accident. He is a man of staid habits, not given to seeking company, but preferring to take long walks in the hills. It is a local reputation as a prudent, industrious and successful man. He has been injured in some way, and unable to return to his home. Parties will continue the search until the mystery of his disappearance is solved.

## PROVO NEWS NOTES.

Provo, Feb. 11.—John Patten of Baltimore is here visiting his uncle, T. J. Patten, and other relatives. Mr. Patten is a native of Manti, Utah, but for many years has lived in their east, and has a local reputation as a prudent, industrious and successful man. He has been injured in some way, and unable to return to his home. Parties will continue the search until the mystery of his disappearance is solved.

A marriage license has been issued to Parsons Richards and Bertha Keetch, both of London.

Brig and Hebe Hicks are here from Salt Lake negotiating for the purchase of the controlling interest of the Enquirer company, capital stock. If the deal goes through, the Messrs. Hicks will assume the management of the paper.

An abstract of judgment from Justice Durand's court in the case of the "Willie Co-op. vs. Hugh Robinson" has been filed with the county clerk. Judgment is given in favor of plaintiff for \$70.74, including costs.

A juvenile band composed of boys between the ages of 15 and 17 has been organized in the Fifth ward, with Anthony Langstaff president; Henry Jones, vice president; Earl Gillespie, secretary; Julius Erickson, treasurer. An order has been placed for \$75 worth of instruments, the money having been contributed by business men. Professor Sauer has been engaged to instruct the boys.

The following applicants for rural free delivery mail carriers on rural route No. 1, Provo, took the examination here Saturday: Frank Perry, F. C. Johnson, Clarence Kofford and Reed Brown. Nine applicants took the examination for the Lehi route.

Miss Florence Hartley is here from Salt Lake officiating as stenographer in the Fourth district court, Mont Roberts, who has been acting for some time, having gone to his own district, the Seventh.

The following directors and officers of the Utah County Agricultural Society have been elected for the ensuing year: S. I. Bunnell, president; Joseph E. Booth, vice president; Ray V. Wentz, secretary and treasurer; H. S. Dyer, Don C. Cloyton, James Cordeur, R. W. Breerton, and James G. Duffin has been appointed manager. The company will open an office in Provo in the near future and expects to ship fruit and other products for its members and others on a large scale this season. It is the intention to open packing houses in the various localities extensively engaged in fruit growing, where fruit will be packed for shipment under the supervision of the company. Last year—the first of its organization—the company was quite successful in marketing fruit, vegetables, etc.

William Hill is down from Carbon county, Mr. Hill, who was formerly sheriff of Carbon county, is now engaged in ranching.

Thomas S. Broadbent of the Fifth ward has returned from a mission to England. James P. Dyer has returned from his severe attack of pleuro-pneumonia and is again able to be out.

On Wednesday evening the Fifth ward Sunday school will give a fair in the ward house for the benefit of the school. A fine musical and literary program will be rendered.

## Nervous Indigestion

The action of digestion is controlled by nerves leading to the stomach. When they are weak, the stomach is deprived of its energy. It has no power to do its work. If you want permanent relief, you must restore this energy. Dr. Miles' Nervine restores nervous energy, and gives the organs power to perform their functions.

"For many years I was an acute sufferer from nervous indigestion; at times I was so despondent life seemed almost a burden. I tried all kinds of remedies and various physicians with little or no relief, until one night last summer I saw Dr. Miles' Nervine and Heart Cure advertised. I resolved to make one more trial which I did in the purchase of one bottle of Nervine and one of Heart Cure. In a few days I began to feel better, which encouraged me so much that I continued the medicine until I had taken more than a dozen bottles. I am very much improved in every way; in body, mind and spirits. I make a special point to recommend the medicine, and I feel a sincere pleasure in knowing that several persons have been benefited through my recommendations."

A. S. MELTON, Asheville, N. C.

Dr. Miles' Nervine is sold by your druggist, who will guarantee that the first bottle will benefit. If it fails, he will refund your money.

Miles Medical Co., Elkhart, Ind.

ESTABLISHED 1864

## F. Auerbach & Co.

ONE PRICE TO ALL NEVER UNDER SOLD

Advantageous special purchases enable us in the face of an advancing market, to give our customers these

## BARGAINS!

Buy the following today, for these prices are for

## Today Only!

Today in Our Wash Goods Section.

85 PIECES FINE EGYPTIAN TISSUES—The best wash fabrics on the market, in extremely stylish patterns, fancy effects and the staple designs, in great demand for shirt waists, shirt waist suits and children's dresses; THEY ARE REGULAR 30c VALUES, in fact, would be considered most excellent values at that price; today, as long as they last, at a yard..... 10c

Special for Today in Our Cloak Dept.

GIRLS' JACKET SUITS AT \$5.00.

Made up in gray checks, shadow plaids or mixtures; loose box jacket effects; extra full pleated skirt, for girls 10 to 16 years of age; suits extra full pleated skirts, for girls 10 to 16 years of age; suits worth up to \$20.00, now at the very special price of..... \$5.00 Alterations extra.

## Eat More

of the most nutritious of flour foods—Uneeda Biscuit—the only perfect soda cracker. Then you will be able to

## Earn More

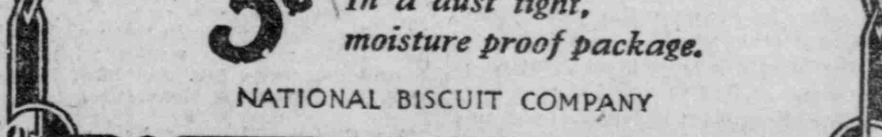
because a well-nourished body has greater productive capacity. Thus you will also be able to

## Save More

because for value received there is no food so economical as Uneeda Biscuit

5c In a dust tight, moisture proof package.

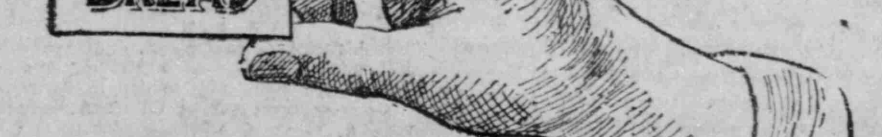
NATIONAL BISCUIT COMPANY



Ask Your Grocer for the Bread Made in a Clean Bakery.

ROYAL BREAD

The Above Label on Every Loaf



Francis G. Luke.

Merchants' Protective Association

SCIENTIFIC COLLECTORS OF HONEST DEBTS.

Fifth floor Commercial National Bank Building, Salt Lake City. FRANCIS G. LUKE GEN'L MANAGER.

"SOME PEOPLE DON'T LIKE US"

We collected fifty honest dollars for G. F. Culmer & Bro. the other day. It was 13 1-2 years old. We can collect some for you if you turn in your claims. Red streaks of honesty exist in everybody.

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## SALT LAKE THEATRE

GEORGE F. FRYER, MANAGER, CURTAIN ETC.

The Distinguished English Artist, OLGA NETHERSOLE

Supported by Frank Mills and Her London Company.

Direction of Louis Nethersole. TONIGHT—"The Second Mrs. Tanqueray" Wednesday matinee, Friday evening, Saturday matinee and Saturday evening, "SAPHO"; Wednesday evening, "ADRIENNE LE COUVRIER"; Thursday, "CARMEN". Prices, 50c to \$2.00. Evenings at 8, matinees at 2.